#### IN THE UNITED STATES DISTRICT COURT

#### FOR THE DISTRICT OF DELAWARE

CIF LICENSING, LLC, d/b/a GE LICENSING,		)	
Plaintiff,	t,	)	
v.		)	C.A. No. 07-170-JJF
AGERE SYSTEMS INC.,		)	
Defendant.		)	

## **DEFENDANT AGERE SYSTEMS INC.'S SECOND MOTION TO COMPEL DISCOVERY**

Defendant Agere Systems Inc. respectfully moves the Court, pursuant to Fed. R. Civ. P. 37(a), to compel discovery from Plaintiff CIF Licensing LLC, d/b/a GE Licensing. A proposed form of Order is attached hereto. The grounds for this motion are set forth in Defendant's Opening Brief In Support of its Motion to Compel Discovery.

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Dated: April 14, 2008

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Attorneys for Defendant Agere Systems Inc.

### **CERTIFICATE OF SERVICE**

I, Jeffrey T. Castellano, Esquire, hereby certify that on April 14, 2008, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Richard L. Horwitz, Esquire Philip A. Rovner, Esquire David E. Moore, Esquire Potter Anderson & Corroon LLP 1313 N. Market Street Wilmington, DE 19801

I further certify that on April 14, 2008, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and on the following non-registered participants in the manner indicated:

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Plaintiff,	)
v.	) C.A. No. 07-170-JJF
AGERE SYSTEMS INC.,	)
Defendant.	)

## **RULE 7.1.1 STATEMENT**

Pursuant to Rule 7.1.1 of the Local Rules of the United States District Court for District of Delaware, I hereby certify that counsel for Agere Systems, Inc. ("Agere") has made a reasonable effort to reach agreement with counsel for CIF Licensing, LLC, d/b/a/ GE Licensing ("GE") on the matters set forth in Agere's Second Motion to Compel Discovery, and that the parties have not been able to reach agreement.

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Attorneys for Defendant Agere Systems Inc.

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

CIF LICENSING, LLC, d/b/a GE LICENSING,	)
Plaintiff,	) )
v.	) C.A. No. 07-170-JJJ
AGERE SYSTEMS INC.,	)
Defendant.	)

## **ORDER**

WHEREAS, Defendant, Agere Systems Inc. ("Agere") has filed a Motion to Compel Discovery; and the Court having considered the respective papers submitted by Defendant and Plaintiff, CIF Licensing LLC, d/b/a GE Licensing ("CIF"), in support of, or in opposition to, said motion; and the Court having considered oral argument of counsel for the respective parties, if any; and the Court having considered the pleadings in this matter and the current status of the case; and for other good cause having been shown;

NOW THEREFORE, IT IS HEREBY ORDERED that CIF immediately:

- 1. Provide complete and responsive answers to Agere's Interrogatory Nos.2 and 12,
- 2. Provide complete supplemental answers to Agere's Interrogatories Nos. 1, 3 and 17, including claim charts mapping the asserted claims to the accused Agere products.

DATED:	, 2008	
	INITED STATES DISTRICT JUDGE	